

**SUPREME COURT MINUTES
WEDNESDAY, MAY 27, 1998
SAN FRANCISCO, CALIFORNIA**

S069783 People, Respondent
2nd Dist. v.
B113080 Jerry Garcia, Appellant
Div. 7 Appellant's petition for review GRANTED.

George, C.J.
Mosk, J.
Kennard, J.
Werdegar, J.
Chin, J.
Brown, J.

6th Dist. People, Respondent
H016637 v.
S069494 Tino Romell Spears, Respondent
Petition for review GRANTED.

The matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to grant rehearing and to proceed as deemed appropriate.

George, C.J.
Mosk, J.
Kennard, J.
Werdegar, J.
Chin, J.
Brown, J.

- S069108 In the Matter of Stephen Chamberlain Posthuma
 Petition for writ of review DENIED.
- S069375 Raymond Alford Bradford, Petitioner
 v.
 First Appellate District Court of Appeal, Respondent
 People, Real Party in Interest
 Petition for writ of mandate DENIED.
- S058191 In re David Joseph Carpenter on Habeas Corpus
 The petition for writ of habeas corpus filed December 24, 1996,
 is denied. The following claims are denied on the ground that they
 were raised and rejected on appeal, and they come within none of
 the exceptions that would permit their reconsideration on habeas
 corpus: subclaims B., C., D., and E. of claim 3; claim 17; claim 20.
 (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Harris* (1993) 5
 Cal.4th 813, 829-841 [exceptions to Waltreus bar].) All claims are
 also denied on the merits. (See *Harris v. Reed* (1989) 489 U.S. 255,
 264, fn. 10.)
 Mosk, J., and Brown, J., would deny the petition solely on the
 merits.

Orders were filed in the following matters denying petition for writ
of habeas corpus:

- S062224 - In re Jaime Higgins on Habeas Corpus.
- S062226 - In re David Kent Thompson on Habeas Corpus.
- S062937 - In re Daniel M. Pina on Habeas Corpus.
- S065029 - In re Roy Mario Vara on Habeas Corpus. Petition for writ of habeas
 corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re*
 Miller (1941) 17 Cal.2d 734, 735; *In re Dixon* (1953) 41 Cal.2d 756,
 759.)
- S065131 - In re James Jackson on Habeas Corpus.
- S065585 - In re Jan Elmira Ogilvie on Habeas Corpus. Petition for writ of
 habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735;
 In re Swain (1949) 34 Cal.2d 300, 304.)
 George, C.J., did not participate.

- S065620 - In re Fred Price on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 709, 723.)
- S065626 - In re Willie C. Hearne on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S065683 - In re Gregory Mitchell, Sr. on Habeas Corpus.
- S065699 - In re Servando Ocegueda Garcia on Habeas Corpus.
- S065712 - In re Donald Green on Habeas Corpus.
- S065746 - In re Tony Eugene Saffold on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence.
- S065779 - In re Stephen Snow on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- S065837 - In re Edward Bounds on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Swain* (1949) 34 Cal.2d 300, 304.)
Request for stay is also denied.
- S065845 - In re Bruce P. Williams on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lessard* (1965) 62 Cal.2d 497, 503; *People v. Hill* (1973) 9 Cal.3d 784, 786-787; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)
- S065865 - In re Stanford P. Bryant on Habeas Corpus.
- S065916 - In re Anthony Lamont Taylor on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 709, 723.)
- S065925 - In re Juan Jose Angulo on Habeas Corpus.

- S065936 - In re Mitchell Martinez on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S065966 - In re Stephen Menchaca on Habeas Corpus.
- S066029 - In re Samuel Quinton Bonner on Habeas Corpus.
- S066054 - In re Gary Lamont Williams on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; Pen. Code, § 1473, subd. (a); *In re Wesley W.* (1981) 125 Cal.App.3d 240, 246-247.)
- S066081 - In re John Donald Ray on Habeas Corpus.
- S066088 - In re Billy Paul Birdwell on Habeas Corpus.
- S066136 - In re Ricky Wyatt on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S066137 - In re Reginald Edwards on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- S066153 - In re Fred W. Helvy on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.) Mosk, J., is of the opinion an order to show cause should issue.

- S066193 - In re Turner J. Carter on Habeas Corpus.
- S066208 - In re Albert Byrd on Habeas Corpus.
- S066217 - In re Cedric Raynard Allen on Habeas Corpus.
- S066224 - In re Robert Conners on Habeas Corpus.
- S066226 - In re Beatrice Smith-Dyer on Habeas Corpus.
- S066297 - In re Karimi Kwaa Sutton on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S066299 - In re Catherine A. Reed on Habeas Corpus.
Mosk, J., is of the opinion an order to show cause should issue.
- S066336 - In re James Daniel Alexander on Habeas Corpus.
- S066369 - In re Mary Golden Knight on Habeas Corpus.
- S066428 - In re Eddie L. Sampson on Habeas Corpus.
- S066490 - In re Heldon J. Jones, Jr. on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S066523 - In re Charles E. Turner on Habeas Corpus.
- S066555 - In re Raymond Smith, Sr. on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304.)
Mosk, J., is of the opinion an order to show cause should issue.
- S066579 - In re Eldridge Jackson on Habeas Corpus.
- S066627 - In re Mark Anthony Robertson on Habeas Corpus.
- S066631 - In re Mark Williams on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

- S066638 - In re Michael Lockett on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S066730 - In re Salvador Navarro Aranda on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- S066813 - In re Frederick Robinson on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
Mosk, J., is of the opinion an order to show cause should issue.
- S066828 - In re George Ellam on Habeas Corpus.
- S066836 - In re James Edward Bess on Habeas Corpus.
- S067000 - In re Michael Wayne Marler on Habeas Corpus.
- S067062 - In re Paul Donald Allen on Habeas Corpus.
- S067077 - In re Derrick Harrison on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- S067091 - In re Marcos Jaime Garcia on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067145 - In re Cleve O. Hulsey on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067183 - In re Bruce P. Williams on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218,

225; *In re Lessard* (1965) 62 Cal.2d 497, 503; *People v. Hill* (1973) 9 Cal.3d 784, 786-787; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

- S067190 - In re Joseph Vasquez Mendoza on Habeas Corpus.
- S067210 - In re Phillip Harmon on Habeas Corpus.
- S067211 - In re John Boyer on Habeas Corpus.
- S067213 - In re DeKurt Marquette Taylor *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067218 - In re Anthony Lewis Whalem-Hunt on Habeas Corpus.
- S067231 - In re Lennal Khabir Shabazz on Habeas Corpus.
- S067239 - In re Ralph Leon Robinson on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence.
- S067243 - In re Patrick DeMarco Scott on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067248 - In re Dale Curtis Richardson on Habeas Corpus.
- S067291 - In re John Gilbert De Luca on Habeas Corpus.
- S067292 - In re Pauline Jean Paulinkonis on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067295 - In re Teresa Christine Paulinkonis on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067296 - In re Donald T. Gibbs on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)

- S067297 - In re Oliver Thomas, Jr. on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- S067299 - In re Rodney Gaines on Habeas Corpus.
- S067315 - In re James Morrow on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750.)
- S067318 - In re Nathan E. Jones on Habeas Corpus.
- S067327 - In re Oscar Diaz on Habeas Corpus.
- S067347 - In re Eric L. Womack on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067350 - In re Joseph Norris on Habeas Corpus.
- S067351 - In re Salvador Solario Mendoza on Habeas Corpus.
- S067354 - In re Luis Antonio Cortes Raya on Habeas Corpus.
- S067365 - In re Harold W. Cook on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067371 - In re Derek J. Bloodworth on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067372 - In re Lemonta Renna McBroom on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921, 925; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)
- S067373 - In re Orvis Mobley on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits.
- S067375 - In re Derrick J. Oden on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits.

- S067380 - In re Oscar A. Hernandez on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067389 - In re Roland Raylove Williams on Habeas Corpus.
- S067439 - In re Don Deverne Smith on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067442 - In re Arthur Anthony Bush on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067445 - In re Phouvong Vong Borihanh on Habeas Corpus.
- S067447 - In re Arnold Dunham on Habeas Corpus.
- S067448 - In re George R. Palomar II on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dexter* (1979) 25 Cal.3d 921, 925.)
- S067452 - In re Isaac Amos Martinez on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067455 - In re Jeffrey A. Foster on Habeas Corpus.
- S067456 - In re Eugene H. Campbell on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067459 - In re Richard Charles Llewellyn on Habeas Corpus.
- S067470 - In re Johnny Richmond on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067475 - In re Jeffrey Scott Harnden on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921, 925; *In re Miller* (1941) 17 Cal.2d 734, 735.)

- S067484 - In re Daniel M. Pina on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067490 - In re William L. Monroe on Habeas Corpus.
- S067511 - In re Darryl W. Buckhana on Habeas Corpus.
- S067518 - In re John G. Davis on Habeas Corpus.
- S067532 - In re Steve Badue on Habeas Corpus.
- S067534 - In re Nathaniel C. White on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067541 - In re Frederick R. Hamilton on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits.
- S067546 - In re Kelvin J. Embra on Habeas Corpus.
- S067548 - In re Timothy Ward on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067551 - In re James E. Kulka on Habeas Corpus.
- S067565 - In re Pericles Eley on Habeas Corpus.
- S067567 - In re Mark A. Winston on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dexter* (1979) 25 Cal.3d 921, 925; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067575 - In re Fabricio Romero Vasquez on Habeas Corpus.
- S067576 - In re Nathan Jerome Ellis on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750.)
- S067580 - In re Pericles Eley on Habeas Corpus.

- S067585 - In re Roland Raylove Williams on Habeas Corpus.
- S067609 - In re Scottie Ray Martin on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
Mosk, J., is of the opinion an order to show cause should issue.
- S067613 - In re Jose Antonio Zavala on Habeas Corpus.
- S067615 - In re Damon Cook on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Clark* (1993) 5 Cal.4th 750.)
- S067620 - In re Robert Julius Holness on Habeas Corpus.
Mosk, J., is of the opinion an order to show cause should issue.
- S067623 - In re Norman Bernard on Habeas Corpus.
George, C.J., did not participate.
- S067660 - In re Luis Serrano on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067677 - In re Stanley Davis on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067681 - In re Clarence Junion Timmons on Habeas Corpus.
- S067683 - In re Harry David Long on Habeas Corpus.
- S067693 - In re Bobby R. Appleberry on Habeas Corpus.
George, C.J., did not participate.
- S067701 - In re Sam Ban Cheng on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067713 - In re Stanley Leon Parker on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

- S068043 - In re Dale Curtis Richardson on Habeas Corpus.
- S068404 - In re Johnny Richmond on Habeas Corpus.
- S068682 - In re James Morrow on Habeas Corpus.
- S068773 - In re Edward H. Stokes on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dexter* (1979) 25 Cal.3d 921, 925.)
- S068780 - In re Norman Bernard on Habeas Corpus.
George, C.J., did not participate.
- S068821 - In re James Morrow on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Clark* (1993) 5 Cal.4th 750.)
- S069175 - In re Jeffrey Scott Harnden on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Clark* (1993) 5 Cal.4th 750.)
- S069301 - In re Ernest Landry on Habeas Corpus.
- S069377 - In re Jeffrey Scott Harnden on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Clark* (1993) 5 Cal.4th 750.)
- S069673 - In re Jesus Avalos Hernandez on Habeas Corpus.
- S069876 - In re Claralynn Sue Dinning on Habeas Corpus.
- S070130 - In re Robert A. Olier on Habeas Corpus.
- S070294 - In re Gary B. Moore on Habeas Corpus.

1st Dist. A073083 A078163 Div. 3 S069279	In re Casey F. on Habeas Corpus ----- People, Respondent v. Casey F., Appellant Appellant's petition for review DENIED.
1st Dist. A074273 Div. 5 S069668	People, Respondent v. Jamal Barteau Fountain, Appellant Appellant's petition for review DENIED.
1st Dist. A075845 Div. 2 S069433	People, Respondent v. Sidney Alfonzo Haynes, Appellant Appellant's petition for review DENIED.
1st Dist. A076197 Div. 1 S069681	Mohini Robinson, Appellant v. Livermore Valley Joint Unified School District, Respondent Appellant's petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
1st Dist. A076279 Div. 5 S069736	Milagra Ridge Partners Limited, Appellant v. City of Pacifica et al., Respondents Petition for review DENIED.
1st Dist. A076620 Div. 2 S069666	People, Respondent v. Michael Richard Jajeh, Appellant Appellant's petition for review DENIED.
1st Dist. A076762 Div. 4 S069243	People, Respondent v. Delbert Raymond Barnett, Appellant Appellant's petition for review DENIED.

1st Dist. A077202 Div. 4 S069339	People, Respondent v. Daniel Reyes Arzate, Appellant Appellant's petition for review DENIED.
1st Dist. A077243 Div. 1 S069672	People, Respondent v. Oscar Mickey Curry, Appellant Appellant's petition for review DENIED.
1st Dist. A077447 Div. 1 S069734	People, Respondent v. Jeffrey T. Afleje, Appellant Appellant's petition for review DENIED.
1st Dist. A077483 Div. 3 S068754	Estate of Belva C. P. Smith, Deceased ----- Charles Smith, Appellant v. India Rose Smith et al., Respondents Petition for review DENIED.
1st Dist. A078534 Div. 2 S069150	Alan Barcelona et al., Appellants v. Department of Personnel Administration, Respondent Appellants' petition for review DENIED.
1st Dist. A079122 Div. 3 S069715	Sui Lui, Appellant v. Joseph Chu, Respondent Appellant's petition for review DENIED.
1st Dist. A079797 Div. 1 S069680	People, Respondent v. Jorge Manuel Vieira, Sr., Appellant Appellant's petition for review DENIED.

1st Dist. A081280 A081509 Div. 1 S070362	In re Patricia McColm on Habeas Corpus Application for stay and petition for review DENIED.
1st Dist. A082280 Div. 4 S069544	Deborah Planet-Irish, Petitioner v. Marin County Superior Court, Respondent John Irish, Real Party in Interest Petition for review DENIED.
2nd Dist. B099036 S069456	John R. Pace, Respondent v. Nelson B. Hunt et al., Appellants Petition for review DENIED.
2nd Dist. B095241 Div. 7 S069482	Linden Partners, etc., Respondent v. Wilshire Linden Associates et al., Appellants Petition for review DENIED. Mosk, J., and Brown, J., are of the opinion the petition should be granted.
2nd Dist. B099083 Div. 5 S069188	David Drury, Appellant v. City of South Gate et al., Respondents Appellant's petition for review DENIED.
2nd Dist. B099613 Div. 1 S068964	In re Adam Castillo on Habeas Corpus Petition for review DENIED.
2nd Dist. B101023 Div. 5 S069047	People, Respondent v. Hector Torres et al., Appellants Appellants' petitions for review DENIED.

2nd Dist. B101654 Div. 2 S069049	People, Respondent v. Jerry T. Smith et al., Appellants Appellants' petitions for review DENIED.
2nd Dist. B102927 Div. 7 S069775	Leo F. Burger, Appellant v. O'Neil Moving & Storage Incorporated et al., Respondents Appellant's petition for review DENIED.
2nd Dist. B104022 Div. 5 S069277	People, Respondent v. Erik Galen Menendez et al., Appellants Appellants' petitions for review DENIED. George, C.J., did not participate.
2nd Dist. B104128 Div. 3 S069761	People, Respondent v. Joseph Ryan Carrillo, Appellant Appellant's petition for review DENIED.
2nd Dist. B105262 Div. 7 S069170	People, Respondent v. Gregory Menjoe Reed, Appellant Appellant's petition for review DENIED.
2nd Dist. B106897 Div. 5 S069103	People, Respondent v. Mark Bowersock, Appellant Appellant's petition for review DENIED.
2nd Dist. B107284 Div. 7 S069202	Fareed Cassim et al., Appellants v. Debbie Birkmeyer et al., Respondents Petitions for review DENIED. Chin, J., is of the opinion the petition should be granted.
2nd Dist. B107620 Div. 6 S069765	People, Respondent v. Darrell David McLaurin, Appellant Appellant's petition for review DENIED.

2nd Dist.
B107680
Div. 4
S069762

People, Respondent
v.
Robert Allen Kushner, Appellant
Appellant's petition for review DENIED.

2nd Dist.
B107874
Div. 5
S069773

People, Respondent
v.
Richard McCrimmon, Appellant
Appellant's petition for review DENIED.

2nd Dist.
B107993
Div. 5
S069626

People, Respondent
v.
Fernando Arellano et al., Appellants
Appellants' petition for review DENIED.

2nd Dist.
B109190
Div. 1
S069641

People, Respondent
v.
Brian Smith, Appellant
Appellant's petition for review DENIED.

2nd Dist.
B109299
Div. 5
S069694

People, Respondent
v.
Abel M. Ordaz et al., Appellants
Appellants' petition for review DENIED.

2nd Dist.
B109922
Div. 5
S069740

People, Respondent
v.
Manuel Gonzalez, Appellant
Appellant's petition for review DENIED.

2nd Dist.
B110012
Div. 7
S069663

People, Respondent
v.
Fernando Perez, Appellant
Appellant's petition for review DENIED.

2nd Dist.
B110423
Div. 2
S069654

People, Respondent
v.
Hugo Corona, Appellant
Appellant's petition for review DENIED.

2nd Dist. B110561 Div. 5 S069110	People, Respondent v. Gregory Appleberry, Appellant Appellant's petition for review DENIED. The request for an order directing publication of the opinion is DENIED.
2nd Dist. B110640 Div. 6 S069713	People, Respondent v. William Henry Pritchett, Appellant Appellant's petition for review DENIED.
2nd Dist. B110758 Div. 5 S069687	People, Respondent v. Jose Ernesto Trejo, Appellant Appellant's petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
2nd Dist. B110973 B112118 Div. 6 S069001	People, Respondent v. Ranger Insurance Company, Appellant Appellant's petition for review DENIED.
2nd Dist. B110987 B116990 Div. 7 S069620	People, Respondent v. Gregory M. Demma, Appellant ----- In re Gregory M. Demma on Habeas Corpus Appellant's petition for review DENIED.
2nd Dist. B111002 Div. 2 S069779	People, Respondent v. Norman Williams, Appellant Appellant's petition for review DENIED.
2nd Dist. B111108 Div. 5 S069686	People, Respondent v. Curtis A. Smith, Appellant Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111580 v.
Div. 3 Albert Burkley, Appellant
S069745 Appellant's petition for review DENIED.

2nd Dist. In re Donald Ray Hill on Habeas Corpus
B111598 -----
B119009 People, Respondent
Div. 5 v.
S069730 Donald Ray Hill, Appellant
Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111783 v.
Div. 5 Brian Douglas Hartman, Appellant
S069629 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112113 v.
Div. 6 Billy Paul Birdwell, II, Appellant
S069766 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112771 v.
Div. 6 Robin Thomas McElwain, Appellant
S069625 Appellant's petition for review DENIED.

2nd Dist. Condor Insurance Company, Appellant
B114312 v.
Div. 5 Williamsburg National Insurance Company, Respondent
S069572 Respondent's petition for review DENIED.

2nd Dist. Trancas Property Owners Association, Appellant
B116680 v.
Div. 1 City of Malibu et al., Respondents
S069258 Appellant's petition for review DENIED.

2nd Dist. Alliedsignal Aerospace/Systems & Equipment et al., Petitioners
B118087 v.
Div. 5 Workers' Compensation Appeals Board et al., Respondents
S069744 Petition for review DENIED.

2nd Dist. B118677 Div. 2 S069764	Michael Jay Silberstein, Petitioner v. Los Angeles County Superior Court, Respondent People, Real Party in Interest Petition for review DENIED. Application for stay denied.
2nd Dist. B119142 Div. 6 S069624	Stanley Swanson et al., Appellants v. Cebada Oaks Water Systems et al., Respondents Appellants' petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
2nd Dist. B119781 Div. 6 S069638	Jerve M. Jones et al., Petitioners v. Ventura County Superior Court, Respondent Heritage Oak Partners et al., Real Parties in Interest Petition for review DENIED.
2nd Dist. B119955 Div. 6 S069621	Karen Cloud, Petitioner v. Santa Barbara County Superior Court, Respondent Gordon James, Real Party in Interest Petition for review DENIED.
2nd Dist. B120153 Div. 5 S069265	Luc Soenen et al., Petitioners v. Los Angeles County Superior Court, Respondent Health Net et al., Real Parties in Interest Application for stay and petition for review DENIED.
2nd Dist. B120190 Div. 4 S069447	Rose Irene Jensen, Petitioner v. Los Angeles County Superior Court, Respondent Richard E. Carver, Real Party in Interest Petition for review DENIED.

2nd Dist.
B121018
Div. 7
S070350
Jerry Lee Goodale, Respondent
v.
Bill Wilson Fortenberry, Appellant
Application for stay and petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist.
B121466
Div. 2
S070346
Nelson R. Pelletier, Petitioner
v.
Los Angeles County Superior Court, Respondent
Regents of the University of California, Real Party in Interest
Application for stay and petition for review DENIED.

2nd Dist.
B121565
Div. 5
S070413
K. B. Construction, Petitioner
v.
Los Angeles County Superior Court, Respondent
Aetna Casualty and Surety Company, Real Party in Interest
Application for stay and petition for review DENIED.

3rd Dist.
C021745
S069589
People, Respondent
v.
Phillip Charles Couch, Appellant
Appellant's petition for review DENIED.

3rd Dist.
C023102
S069191
People, Respondent
v.
Jeffery Gordon Mason, Appellant
Respondent's petition for review DENIED.
Brown, J., is of the opinion the petition should be granted.

3rd Dist.
C024235
C024758
S069146
Richard E. Thomas, Respondent
v.
Craig A. Rowland, Appellant
And Consolidated Case
Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

3rd Dist.
C024981
S069152
People, Respondent
v.
Larry Bernard Keys, Appellant
Appellant's petition for review DENIED.

3rd Dist. C025034 S069743	People, Respondent v. Rojelio Roger Suyat, Appellant Appellant's petition for review DENIED.
3rd Dist. C025398 S069312	People, Respondent v. Jude Weston Young et al., Appellants Appellants' petitions for review DENIED.
3rd Dist. C025735 S069169	People, Respondent v. Christopher Mason, Jr., Appellant Appellant's petition for review DENIED.
3rd Dist. C028518 S069704	Jacqueline Holston-Harris, Petitioner v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED.
4th Dist. D021991 Div. 1 S068903	Rudolph Ames et al., Respondents v. San Diego County Water Authority et al., Appellants Respondents' petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
4th Dist. D023756 Div. 1 S069268	City of Los Angeles Department of Water and Power, Appellant v. County of Inyo, Respondent Appellant's petition for review DENIED. The request for an order directing publication of the opinion is DENIED.
4th Dist. D024497 Div. 1 S068842	Anne Miller, Appellant v. Automobile Club of Southern California, Respondent Appellant's petition for review DENIED.

4th Dist. D024674 Div. 1 S069585	Cheryl Kincaid, Appellant v. Ford Motor Company et al., Appellants Appellants' petitions for review DENIED.
4th Dist. D025376 Div. 1 S069579	James Lambert, Appellant v. Automobile Club of Southern California et al., Respondents Appellant's petition for review DENIED.
4th Dist. D026218 D028503 Div. 1 S068927	People, Respondent v. John David Korogy, Appellant Respondent's petition for review DENIED.
4th Dist. D026965 Div. 1 S069774	People, Respondent v. Anthony Gonsalves, Appellant Appellant's petition for review DENIED.
4th Dist. D027800 Div. 1 S069695	People, Respondent v. Terry Lee Philpott, Appellant Appellant's petition for review DENIED.
4th Dist. D028197 Div. 1 S069642	People, Respondent v. Luis Anaya Tejada, Appellant Appellant's petition for review DENIED.
4th Dist. D028705 Div. 1 S069700	People, Respondent v. Alfonso Johnson, Appellant Appellant's petition for review DENIED.
4th Dist. D028706 Div. 1 S069747	People, Respondent v. Tyrone Renay Jones, Appellant Appellant's petition for review DENIED.

4th Dist.
D028774
Div. 1
S069727

People, Respondent
v.
Michael Lee Price, Appellant
Appellant's petition for review DENIED.

4th Dist.
D028790
Div. 1
S069750

People, Respondent
v.
James Marvin Sult, Appellant
Appellant's petition for review DENIED.

4th Dist.
D029506
Div. 1
S069678

In re Kyle L., a Person Coming Under the Juvenile Court Law

San Diego County Department of Social Services, Respondent
v.
L. Robert, Appellant
Petition for review DENIED.

4th Dist.
D031054
Div. 1
S070467

Robert Earl Marzett, Petitioner
v.
San Diego County Superior Court, Respondent
People, Real Party in Interest
Application for stay and petition for review DENIED.

4th Dist.
E017645
Div. 2
S069075

People, Respondent
v.
Antonio J. Restrepo et al., Appellants
Appellants' petitions for review DENIED.

4th Dist.
E018221
Div. 2
S068896

People, Respondent
v.
William Thomas Myers, Appellant
Respondent's petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

4th Dist.
E018459
Div. 2
S069622

People, Respondent
v.
Eddy Orosco Lopez, Appellant
Appellant's petition for review DENIED.

4th Dist. Christine Reed, Appellant
E018566 v.
Div. 2 City of Upland, Respondent
S069628 Respondent's petition for review DENIED.

4th Dist. People, Respondent
E018625 v.
Div. 2 Dwayne Bernard Razon, Appellant
S069158 Appellant's petition for review DENIED.

4th Dist. Kip Incorporated, Respondent
E018774 v.
Div. 2 Forecast Mortgage Corporation, Appellant
S069748 Appellant's petition for review DENIED.

4th Dist. People, Respondent
E018885 v.
Div. 2 J'Mel Abdul Carter, Appellant
S069675 Appellant's petition for review DENIED.

4th Dist. Edmund Quintilliani et al., Appellants
E019715 v.
Div. 2 John D. Mannerino, Respondent
S069683 Respondent's petition for review DENIED.

4th Dist. People, Respondent
E020419 v.
Div. 2 Eddie Manor, Appellant
S069633 Appellant's petition for review DENIED.

4th Dist. In re Angela L., a Person Coming Under the Juvenile Court Law
E021193 -----
E021867 Riverside County Department of Social Services, Respondent
Div. 2 v.
S069781 Domingo L., Appellant
And Companion Case
Petition for review DENIED.

4th Dist. E021935 Div. 2 S068839	<p>Timothy L. Taggart, Petitioner v. San Bernardino County Superior Court, Respondent Mary Bost, Real Party in Interest Petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.</p>
4th Dist. E021936 Div. 2 S069067	<p>Sonny Enraca, Petitioner v. Riverside County Superior Court, Respondent People, Real Party in Interest Petition for review DENIED. Mosk, J., and Kennard, J., are of the opinion the petition should be granted.</p>
4th Dist. E021988 Div. 2 S069257	<p>Tracy Peterlin, Petitioner v. Riverside County Superior Court, Respondent Petition for review DENIED.</p>
4th Dist. E022306 Div. 2 S069379	<p>Susan McGreal et al., Petitioners v. San Bernardino County Superior Court, Respondent Government Mortgage Corporation, Real Party in Interest Petition for review DENIED.</p>
4th Dist. E022414 Div. 2 S069755	<p>Michelle T. Brooks, Petitioner v. San Bernardino County Superior Court, Respondent Morequity Incorporated, Real Party in Interest Petition for review DENIED.</p>
4th Dist. G019193 Div. 3 S069660	<p>People, Respondent v. Ralph MacTaula, Appellant Appellant's petition for review DENIED.</p>
4th Dist. G020285 Div. 3 S069776	<p>People, Respondent v. Jose Loy Luciano, Appellant Appellant's petition for review DENIED.</p>

4th Dist. G020294 G022211 Div. 3 S069729	In re David Michael Golub on Habeas Corpus ----- People, Respondent v. David Michael Golub, Appellant Appellant's petition for review DENIED.
5th Dist. F025828 S069770	Lorena Braisher, Appellant v. Mobil Chemical Company et al., Respondents Respondents' petition for review DENIED.
5th Dist. F026720 S069661	People, Respondent v. Jose Montoya Alvarez, Appellant Appellant's petition for review DENIED.
5th Dist. F026964 S069778	People, Respondent v. Clarence Allen Rigsby, Appellant Appellant's petition for review DENIED.
5th Dist. F027067 S069701	People, Respondent v. Carl Eugene Robison, Appellant Appellant's petition for review DENIED.
5th Dist. F028075 S069618	In re Luis Robert G., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Luis Roberto G., Appellant Appellant's petition for review DENIED.
5th Dist. F030415 S070318	David Lark et al., Petitioners v. Kings County Superior Court, Respondent Joseph E. Rogers, Real Party in Interest Application for stay and petition for review DENIED.

6th Dist. FMC Corporation, Appellant
H013360 v.
H015090 Plaisted and Companies, Appellant
H015511 Petition for review DENIED.
H016104 Mosk, J., is of the opinion the petition should be granted.
H016674
H016805
H016806
H017215
S045520

6th Dist. FMC Corporation, Appellant
H013360 v.
H015090 Plaisted and Companies, Appellant
H015511 The order filed on May 27, 1998, is hereby amended to read, in
H016104 its entirety: "Petition for review and request for depublication
H016674 DENIED. Mosk, J., is of the opinion the petition should be granted.
H016805
H016806
H017215
S045520

6th Dist. People, Respondent
H014635 v.
H015309 Rosario Bruce Grasso et al., Appellants
S069207 And Companion Case
Appellants' petitions for review DENIED.

6th Dist. People, Respondent
H015663 v.
S069180 James Leroy Shook, Appellant
Appellant's petition for review DENIED.

6th Dist. Dennis T., Petitioner
H017636 v.
S068837 Santa Clara County Superior Court, Respondent
Santa Clara Dept. of Family & Children Svcs. et al.,
Real Parties in Interest
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
Mosk, J., is of the opinion the petition should be granted.

6th Dist. H018170 S069725	Andrew Brooks, Petitioner v. Santa Clara County Superior Court, Respondent People, Real Party in Interest Petition for review DENIED.
6th Dist. H018271 S069499	In re Gary E. on Habeas Corpus Petition for review DENIED.
6th Dist. H018298 S070334	People, Respondent v. Santa Clara County Superior Court, Respondent Usupo S., Real Party in Interest Application for stay and petition for review DENIED. Brown, J., is of the opinion the petition should be granted.
2nd Dist. B112737 Div. 2 S068253	David L. Aragon, Appellant v. State Personnel Board et al., Respondents Department of Corrections et al., Real Parties in Interest The request for an order directing publication of the opinion in the above entitled cause is DENIED.
3rd Dist. C023522 S069149	Roger L. Grant, Appellant v Butte Community College District et al., Respondents The request for an order directing publication of the opinion in the above entitled cause is DENIED.
S069467	In re the Accusation of John L. Jefferson Against Certain Attorney(s) Petition DENIED.
S069650	In re the Accusation of Louis Philippe Laguette Against Certain Attorney(s) Petition DENIED.

S069910 In re the Accusation of Mia W. Lord
Against Certain Attorney(s)
Petition DENIED.

S069980 In re the Accusation of Joseph H. Sherman
Against Certain Attorney(s)
Petition DENIED.

S070394 In the Matter of the Resignation of **Nicholas John Hansen**
A Member of the State Bar of California
The voluntary resignation of **Nicholas John Hansen** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Business & Professions Code, § 6126, subd. (c).)

S070400 In the Matter of the Resignation of **Costas A. Ladikos**
A Member of the State Bar of California
The voluntary resignation of **Costas A. Ladikos** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Business & Professions Code, § 6126, subd. (c).)

S070401 In the Matter of the Resignation of **Nathan Misraje**
A Member of the State Bar of California
The voluntary resignation of **Nathan Misraje** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts

specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S070402

In the Matter of the Resignation of **John Wentworth Evans**
A Member of the State Bar of California

The voluntary resignation **John Wentworth Evans** of as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)